

**BOARD OF PODIATRIC MEDICAL EXAMINERS**  
**OPEN SESSION MEETING MINUTES**  
**September 11, 2008**  
**Room 108/109**

The Open Session meeting of the Maryland Board of Podiatric Medical Examiners was held on Thursday, September 11, 2008 in Room 108/109, 4201 Patterson Avenue. The meeting was called to order at 1:12 p.m. by President Dr. Ira Gottlieb. Board members present were Drs. Steven Chatlin, David Freedman, Jay LeBow, Tanya Sellers-Hannibal, Mrs. Ernestine Jones Jolivet and Ms. Barbara Crosby. Also present were Eva Schwartz, Executive Director, Richard Bloom, AAG, Board Counsel, Sally Reier, Administrative Officer, and Oladuni Akinpelu, Administrative Specialist. Guests present were Lynda Lardner-McGinnis, D.P.M., Maryland Podiatric Medical Association (MPMA) representative, Paula Hollinger, Associate Director of Health Work Force, and Sharon Bloom, Executive Assistant.

**A. MINUTES:**

The minutes from the July 10, 2008 meeting were reviewed and unanimously approved as submitted.

**B. OLD BUSINESS:**

**1. Maryland Patient Referral Law**

The Board reviewed the Maryland Patient Referral Law and discussed the disclosure requirements of the statute. The Board noted that a podiatrist may own an ambulatory surgery center (ASC) and would need to disclose this beneficial interest to patients. The statute specifies that a notice which can be easily read from eight (8) feet away must be posted informing patients of the ownership of the ASC and that patients must be provided a written statement, the receipt of which must be acknowledged in writing, and a copy of which must be maintained in patient files of beneficial interests. The disclosure requirements of beneficial interests will be included in the next Board newsletter.

The Board requested Dr. Lardner-McGinnis to include information regarding the Maryland Patient Referral Law and disclosure requirements in the next MPMA newsletter.

**2. Budget**

Ms. Schwartz advised the Board that she had responded to a request from Administrative Executive Legislative Review (AELR) committee for a written response explaining the Board's proposed fee increase.

**3. Regulations – Fees Schedule**

Ms. Schwartz informed the Board that our proposed fees schedule regulations are scheduled to be published in the *Maryland Register* on September 27, 2008. The mailing of invoices that usually occurs in October will be delayed as the higher fee can not be collected until the regulations are in effect. The mailing of invoices and payment due date will be adjusted to coordinate with the effective date of the regulations. Licensees will be informed of the adjusted due date via the Board's website and newsletter.

The Board requested that Dr. Lardner-McGinnis also include this information in the next MPMA newsletter.

#### **4. HB811 Task Force on Discipline of Health Care Professionals and Improved Patient Care**

The Board was advised that the Governor appointed Ms. Patricia Brown as Chair of the Task Force on Discipline of Health Care Professionals and Improved Patient Care. Additional Task Force members appointed include Health Occupations Board Executive Directors, Board members, consumers, attorneys, and Ms. Hollinger. The first meeting of the Task Force will be held on September 26, 2008 from 10:30 a.m. to 12:00 p.m. at the University of Maryland School of Law and is open to the public. Ms. Bloom will provide staff with a tentative Task Force schedule for distribution to the Boards.

### **C. NEW BUSINESS:**

#### **1. Introduction of new Board members**

The Board welcomed two new professional Board members, Drs. Steven Chatlin and Jay LeBow and a new consumer Board member, Ms. Barbara Crosby, RN. New Board members were provided with welcome packets and invited to attend a new Board member orientation on Monday, November 24, 2008 at the Technology Center at University of Maryland Baltimore County.

#### **2. Board Newsletter**

- Draft of Fall 2008 *Toe The Line*

The Board reviewed a draft of the fall newsletter, *Toe The Line*. Board members were invited to contribute articles or information for inclusion in the newsletter. Mr. Bloom advised the Board that he will review the newsletter and inform staff of any needed edits.

#### **3. Schedule of Board meetings – 2009**

The Board decided to adjust the date of the April 2009 Board meeting for holiday observance. Staff was requested to email Board members regarding preferences and availability to attend a Board meeting on either April 2, 2009 or April 16, 2009.

#### **4. Approval of Corporate Name**

Request from Dr. Mildred E. Sartee

The Board approved Dr. Sartee's request for authorization of the corporate name Dessellb Foot and Ankle Center, PC. Staff was requested to forward this name to the MPMA for approval.

#### **5. Definition of podiatry services requested**

Correspondence from Dr. Steven S. Blanken

The Board reviewed the correspondence from Dr. Blanken regarding the appropriateness of prescribing, manufacturing and dispensing orthotics and preferred vendors. Staff was requested to write to Dr. Blanken informing him that podiatrists may prescribe, manufacture and dispense orthotics and that the Board has no comment regarding preferred vendors as that matter is outside of the Board's purview.

**With no further business, the meeting was adjourned at 2:10 p.m.**

CLOSED SESSION: Pursuant to Maryland State Government Annotated "10-501 et seq." the Board unanimously approved a motion to close its meeting at 1:50 p.m., in room 108/109 for the purpose of complying with the Maryland Medical Practice Act that prevents public disclosures about particular proceedings or matters.

Respectfully submitted,

Ernestine Jones Jolivet, Secretary/Treasurer